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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of
Zucherman et al.

Serial No.: **10/790,561**

Filed: **March 1, 2004**

For: **Spinous Process Implant with Tethers**

Docket No: **5910-169**

PATENT PENDING

Examiner: Jerry L. Cumberledge

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4 February 2009

Date

Cora Fedornock

This correspondence is being:

- ☒ electronically submitted via EFS-Web

RESPONSE TO FINAL OFFICE ACTION

This paper is being filed in response to the Final Office Action mailed 23 December 2008. Reconsideration is respectfully requested in light of the amendments and/or remarks below. While no fees should be required for entry of this response, if any fees or charges are required, the Commissioner is hereby authorized to charge them to Deposit Account 18-1167.